

STATE OF INDIANA

\_\_\_\_\_ COUNTY

In The Matter Of \_\_\_\_\_ CASE NO. \_\_\_\_\_

\_\_\_\_\_  
A Child Alleged to be a Child in Need of Services

**ORDER AUTHORIZING TAKING CHILD INTO CUSTODY**

The Indiana Department of Child Services requests the child be taken into custody, and the Court (having heard and considered sworn testimony) (having considered Preliminary Inquiry and report regarding reasonable efforts to prevent removal of the child or the emergency situation preventing the use of reasonable efforts affidavit filed herein) now finds:

- 1) That an emergency exists requiring the immediate action by the Court without benefit of a hearing.
- 2) Continuation of residence in the home of the parent/guardian would be contrary to the health and welfare of the child because

\_\_\_\_\_  
*(Example: it appears the child has been physically abused by the parent; it appears the residence of the parent is in such condition as to cause immediate harm to the child)*

- 3) That the physical or mental condition of the child will be seriously impaired or endangered if not immediately removed from the home and taken into protective custody and the safety of the child precludes the immediate use of family services to prevent the removal of the child;
- 4) That there is reason to believe the child is in need of services.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that DCS is authorized to take \_\_\_\_\_, child into immediate protective custody with the assistance of law enforcement pursuant to Ind. Code 31-34-2. DCS is given responsibility for \_\_\_\_\_ (Child's name) placement and care until further order of the Court, and is authorized to expend funds for said child and obtain emergency medical attention.

AND

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that:

- a. it is in the best interest of the child to be removed from the home environment;  
and
- b. remaining in the home would be contrary to the health and welfare of the child  
and
- c. reasonable efforts have been made to prevent or eliminate the need for removal of the child OR due to the emergency nature of the situation, no reasonable efforts could be made to prevent removal.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that a detention hearing will be held on \_\_\_\_\_ at \_\_\_\_\_ o'clock \_\_.M. and the DCS is directed to notify pertinent parties of the hearing as required by law, unless the child is released from detention.

So Ordered this \_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

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Judge